

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

SCOTT L. STOLLER,

Plaintiff,

v.

STATE OF WASHINGTON
DEPARTMENT OF CORRECTIONS,

Defendant.

CASE NO. C14-5562BHS

ORDER ADOPTING REPORT
AND RECOMMENDATION

This matter comes before the Court on the Report and Recommendation (“R&R”) of the Honorable Karen L. Strombom, United States Magistrate Judge. Dkt. 24. The Court having considered the R&R and the remaining record, and no objections having been filed, does hereby find and order as follows:

- (1) The R&R is **ADOPTED**; and
- (2) Plaintiff’s motion to amend and for remand (Dkt. 22) is **GRANTED**.

Plaintiff’s proposed amended complaint (Dkt. 22-1) shall be docketed as Plaintiff’s amended complaint and this case is **REMANDED** to the Thurston County Superior Court.

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2 (3) Defendants' Motion for Summary Judgment (Dkt. 12) is **DENIED as moot**
3 **without prejudice** to re-filing in state court.

4 Dated this 6th day March, 2015.

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BENJAMIN H. SETTLE
United States District Judge